INVESTIGATIVE SUMMARY

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TYPE INCIDENT: **Deputy Involved Shooting**
IAB FILE: **FO #2070458**
URN: **002-00091-3100-999**

DATE / TIME / LOCATION

Friday, August 23, 2002
0016 hours
15th Street, 200 yards south of Avenue J-8

SYNOPSIS

On August 23, 2002, Suspects Klingman (deceased), [redacted] and [redacted] were involved in a quick but violent crime spree. During an approximate 15 minute time span, the three suspects were involved in two home invasion robberies and Suspect Klingman shot two victims at the different scenes. Suspect Klingman's violence was so great that according to Suspects [redacted] and [redacted] they actually abandoned Klingman and left the area on foot. Deputies Gregory Kelly and Shannon Knight were dispatched to the area, where they detained [redacted] and [redacted] As they were detaining them, Suspect Klingman approached them, driving a car. Suspect Klingman, with a wild eyed look, raised a handgun at the deputies and according to [redacted] and [redacted] shot at the deputies. Both deputies fired their weapons numerous times, striking and killing Suspect Klingman.

Sergeants Larry Gregg and Clay Porlier, along with Lieutenant Mike O'Brien responded to the area and conducted an Administrative Review of the deputy involved shooting. The two home invasions were investigated by Homicide Investigators Castillo and Gates.

INVOLVED PERSONNEL

Kelly, Gregory, Deputy #[redacted]	MW/36	HT 5'10"	WT 165	[redacted]
Division:	Field Operations Region I			
Assignment:	Lancaster Station, Unit 114			
Date of Employment:	10/04/1991			
Date Assigned to Patrol:	[redacted]			
Date Completed Patrol Training:				
Prior Shooting Incidents:	[redacted]			
Prior Founded Force Incidents:				

Knight, Shannon, Deputy #[redacted] MW/34 HT 5'08" WT 145 [redacted]
Division: Field Operations Region I
Assignment: Lancaster Station, Unit 114
Date of Employment: 09/13/1991
Date Assigned to Patrol: [redacted]
Date Completed Patrol Training:
Prior Shooting Incidents:
Prior Founded Force Incidents:

SUSPECT

Klingman, Robert Wayne MW/21 HT 5'06" WT 172 Right Handed

Criminal History:

[redacted]

WITNESSES

Civilians:

[redacted] MB/[redacted]

[redacted] MB/[redacted]

[redacted] MW/[redacted]

[redacted] MW/[redacted]

[redacted] MW/[redacted]

[redacted] (NFD)

IAB NOTE: Exhibit A, page 87 lists the names of ten individuals who were contacted by Deputies Kelly and Knight just prior to scaling a wall and detaining [redacted] and [redacted] There is no indication that these individuals were interviewed by Homicide Investigators. IAB Investigator contacted Homicide Investigator Castillo. He stated the individuals in the yard/garage did not see anything and their statements were not included in the Homicide reports.

WEAPONS USED BY DEPUTY PERSONNEL

Deputy Kelly

Weapon: Beretta 9mm, serial #BER[redacted]Z (12 rounds fired)

Deputy Knight

Weapon: Beretta 9mm, serial #BER[redacted]Z (12 rounds fired)

WEAPONS USED BY SUSPECT

Suspect Klingman

Weapon: .45 caliber pistol, serial # [redacted]

IAB NOTE: Suspect Klingman's weapon was an unreported stolen gun. The gun's owner stated he knew the gun was missing approximately two years before this incident, but did not report it stolen because he did not know how it became missing.

INJURIES

Suspect Klingman died from his wounds. The cause of death was determined by Medical Examiner Raffi S. Djabourian to be a gunshot wound to Suspect Klingman's chest. This wound was described as a "rapidly fatal wound due to hemorrhage."

Neither Deputy Kelly or Deputy Knight were injured during the incident.

LIGHTING AND WEATHER CONDITIONS

The incident occurred during the hours of darkness 15th Street East is illuminated by streetlamps.

EMPLOYEE STATEMENTS

Deputy Gregory Kelly was interviewed on August 23, 2002 by Homicide Investigators Gates and Castillo at Lancaster Station. The interview was recorded.

Deputy Kelly recounted the incidents leading up to the Deputy Involved Shooting. He said he initially responded to the first call of an assault with a deadly weapon. When he and his partner, Deputy Knight arrived, he checked the victim and found him to be non-responsive but breathing. As they were assisting at that scene another assault with a deadly weapon call was dispatched. This call was approximately one-half mile from their current location. He notified the dispatcher that he and Deputy Knight would be responding to that location.

While driving to the second location, Deputies Kelly and Knight were following behind two other radio cars. The first two cars turned onto Chagal Street when Deputies Kelly and knight saw two shadows run across a yard and duck through a fence.

Deputies Kelly and Knight stopped their radio car to investigate what they saw. They entered the yard at [redacted] and contacted several individuals inside the garage area. Deputy Knight was detaining and questioning the occupants as he (Kelly) searched the backyard. He looked over the rear fence that separates the property from 15th Street East. He saw two male blacks walking very fast toward him, northbound on the west sidewalk.

Deputy Kelly notified Deputy Knight of what he was observing. The deputies scaled the fence onto 15th Street East. The two males ([redacted]), who were still walking toward the deputies, quickly turned and walked southbound 15th Street. One of the males climbed into a planter that was cut into the cinder block wall. He was ordered out of the planter and the two followed the directions given by the deputies to walk to them. As they did, one of the males said, "we were just coming away from the area because we heard gunshots and just wanted to get away." Deputy Kelly searched [redacted] and [redacted] as Deputy Knight provided back-up with his gun drawn. Deputy Kelly noticed that both were sweating profusely. Both were ordered to sit on the curb.

Deputy Kelly said that approximately 15 seconds later, he and Deputy Knight were standing behind the suspects when he noticed a car driving southbound on 15th Street East. One or both of the suspects said, "there's our ride." Before he could ask any questions about the car, the car stopped in front of them, in the number two lane, approximately two feet from the curb. Deputy Kelly was standing at approximately the front portion of the passenger door of the car, behind [redacted] and [redacted] who were seated on the curb. He said he was 6-7 feet away from the open passenger side window of the suspect's car.

Deputy Kelly ducked and looked inside the car and saw a male white (Suspect Klingman) was driving. He said he questioned, in his mind, why Suspect Klingman would be picking up [redacted] and [redacted] He said Klingman had a crazed look in his eyes and blood on his right hand and arm. Deputy Kelly said he knew something was wrong.

Deputy Kelly said Suspect Klingman looked directly at him and raised his arm at a ninety degree angle, pointing a gun directly at him, over the heads of the two male blacks. Deputy Kelly said he was staring down the barrel of the gun. He thought, "what is this guy doing." He believed Klingman was going to kill him. He immediately began firing several rounds at the male white from the sidewalk. He observed Deputy Knight was also firing his gun. Deputy Kelly said he was out in the open and began moving to his right, continuing to fire into the car, while seeking cover. Suspect Klingman drove southbound away from the deputies. Deputy Kelly said he does not know if Suspect Klingman ever fired his weapon at him.

After Suspect Klingman drove away, Deputy Kelly checked on the welfare of his partner and the welfare of [redacted] and [redacted] He broadcast via his radio that the shooting had occurred and Suspect Klingman's vehicle description and last known direction.

Deputy Kelly said Suspect Klingman did not say anything, at any point during the encounter. He believes he fired 12-13 rounds from his Beretta.

Deputy Shannon Knight was interviewed on August 23, 2002 by Homicide Investigators Gates and Castillo at Lancaster Station. The interview was recorded.

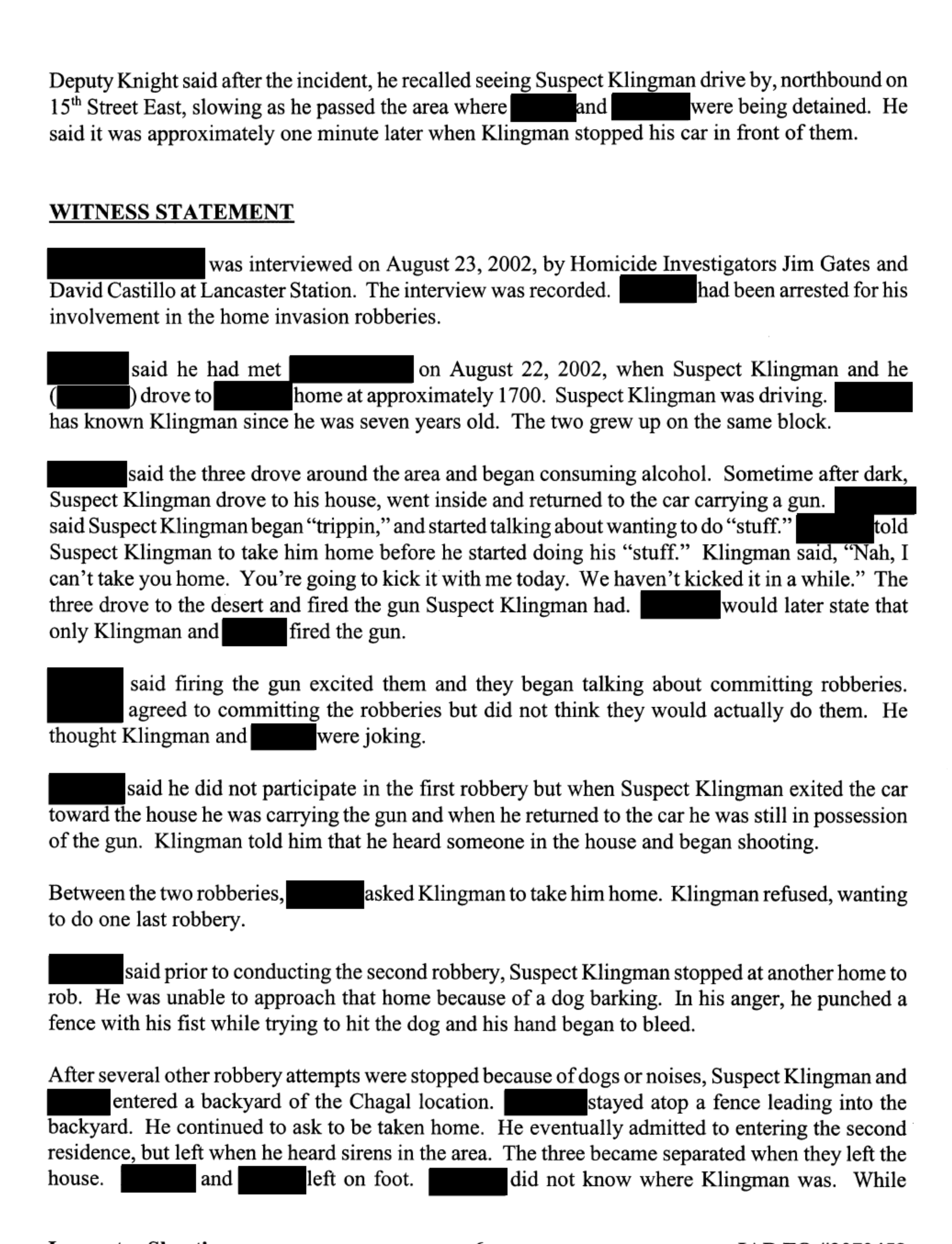
Deputy Knight related substantially the same as Deputy Kelly. He said Deputy Kelly was the assigned driver and he was the bookman during the shift.

Deputy Knight said when he and Deputy Kelly scaled the fence, in front of [redacted] and [redacted] they looked surprised. He said either [redacted] or [redacted] stated that someone had been chasing them.

Deputy Knight said when Suspect Klingman began driving toward them, he (Knight) was standing approximately four feet north of Deputy Kelly and behind [redacted] and [redacted] Either [redacted] or [redacted] stated, "here comes my ride now." Deputy Knight began approaching the car when he saw Klingman had blood on his right arm as he raised a gun and pointed it at Deputy Kelly. He said Klingman had a crazy look on his face. Deputy Knight, fearing Deputy Kelly was about to be shot, fired approximately ten rounds at Klingman.

After the shooting, Deputy Knight said he broadcast that he had been involved in the shooting and that Suspect Klingman had stopped his vehicle in the middle of the street, south of where the shooting occurred. He coordinated the responding units to the scene.

Deputy Knight said he did not know if Suspect Klingman fired any rounds at Deputy Kelly.



Deputy Knight said after the incident, he recalled seeing Suspect Klingman drive by, northbound on 15th Street East, slowing as he passed the area where [redacted] and [redacted] were being detained. He said it was approximately one minute later when Klingman stopped his car in front of them.

WITNESS STATEMENT

[redacted] was interviewed on August 23, 2002, by Homicide Investigators Jim Gates and David Castillo at Lancaster Station. The interview was recorded. [redacted] had been arrested for his involvement in the home invasion robberies.

[redacted] said he had met [redacted] on August 22, 2002, when Suspect Klingman and he ([redacted]) drove to [redacted] home at approximately 1700. Suspect Klingman was driving. [redacted] has known Klingman since he was seven years old. The two grew up on the same block.

[redacted] said the three drove around the area and began consuming alcohol. Sometime after dark, Suspect Klingman drove to his house, went inside and returned to the car carrying a gun. [redacted] said Suspect Klingman began "trippin," and started talking about wanting to do "stuff." [redacted] told Suspect Klingman to take him home before he started doing his "stuff." Klingman said, "Nah, I can't take you home. You're going to kick it with me today. We haven't kicked it in a while." The three drove to the desert and fired the gun Suspect Klingman had. [redacted] would later state that only Klingman and [redacted] fired the gun.

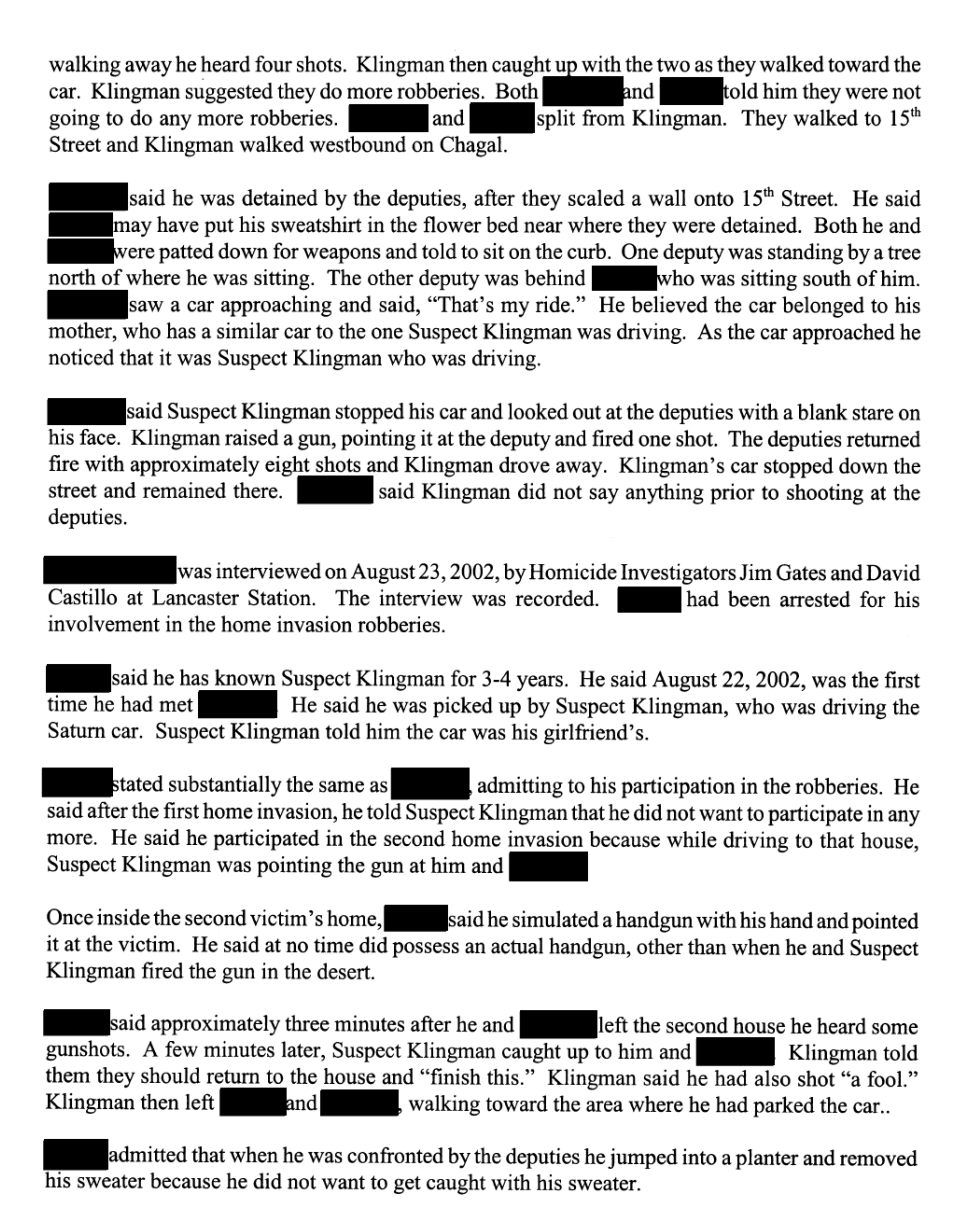
[redacted] said firing the gun excited them and they began talking about committing robberies. [redacted] agreed to committing the robberies but did not think they would actually do them. He thought Klingman and [redacted] were joking.

[redacted] said he did not participate in the first robbery but when Suspect Klingman exited the car toward the house he was carrying the gun and when he returned to the car he was still in possession of the gun. Klingman told him that he heard someone in the house and began shooting.

Between the two robberies, [redacted] asked Klingman to take him home. Klingman refused, wanting to do one last robbery.

[redacted] said prior to conducting the second robbery, Suspect Klingman stopped at another home to rob. He was unable to approach that home because of a dog barking. In his anger, he punched a fence with his fist while trying to hit the dog and his hand began to bleed.

After several other robbery attempts were stopped because of dogs or noises, Suspect Klingman and [redacted] entered a backyard of the Chagal location. [redacted] stayed atop a fence leading into the backyard. He continued to ask to be taken home. He eventually admitted to entering the second residence, but left when he heard sirens in the area. The three became separated when they left the house. [redacted] and [redacted] left on foot. [redacted] did not know where Klingman was. While



walking away he heard four shots. Klingman then caught up with the two as they walked toward the car. Klingman suggested they do more robberies. Both [redacted] and [redacted] told him they were not going to do any more robberies. [redacted] and [redacted] split from Klingman. They walked to 15th Street and Klingman walked westbound on Chagal.

[redacted] said he was detained by the deputies, after they scaled a wall onto 15th Street. He said [redacted] may have put his sweatshirt in the flower bed near where they were detained. Both he and [redacted] were patted down for weapons and told to sit on the curb. One deputy was standing by a tree north of where he was sitting. The other deputy was behind [redacted] who was sitting south of him. [redacted] saw a car approaching and said, "That's my ride." He believed the car belonged to his mother, who has a similar car to the one Suspect Klingman was driving. As the car approached he noticed that it was Suspect Klingman who was driving.

[redacted] said Suspect Klingman stopped his car and looked out at the deputies with a blank stare on his face. Klingman raised a gun, pointing it at the deputy and fired one shot. The deputies returned fire with approximately eight shots and Klingman drove away. Klingman's car stopped down the street and remained there. [redacted] said Klingman did not say anything prior to shooting at the deputies.

[redacted] was interviewed on August 23, 2002, by Homicide Investigators Jim Gates and David Castillo at Lancaster Station. The interview was recorded. [redacted] had been arrested for his involvement in the home invasion robberies.

[redacted] said he has known Suspect Klingman for 3-4 years. He said August 22, 2002, was the first time he had met [redacted]. He said he was picked up by Suspect Klingman, who was driving the Saturn car. Suspect Klingman told him the car was his girlfriend's.

[redacted] stated substantially the same as [redacted], admitting to his participation in the robberies. He said after the first home invasion, he told Suspect Klingman that he did not want to participate in any more. He said he participated in the second home invasion because while driving to that house, Suspect Klingman was pointing the gun at him and [redacted]

Once inside the second victim's home, [redacted] said he simulated a handgun with his hand and pointed it at the victim. He said at no time did possess an actual handgun, other than when he and Suspect Klingman fired the gun in the desert.

[redacted] said approximately three minutes after he and [redacted] left the second house he heard some gunshots. A few minutes later, Suspect Klingman caught up to him and [redacted]. Klingman told them they should return to the house and "finish this." Klingman said he had also shot "a fool." Klingman then left [redacted] and [redacted], walking toward the area where he had parked the car..

[redacted] admitted that when he was confronted by the deputies he jumped into a planter and removed his sweater because he did not want to get caught with his sweater.

[redacted] said after being handcuffed, he and [redacted] were ordered to sit on the curb. Suspect Klingman approached, southbound in the Saturn and stopped. The deputies shined their flashlights in the car and Klingman "just started shooting at the cops." He said Klingman fired at least twice at the deputies. He said Klingman had an evil look and blood on his face while this was occurring. He said there was approximately eight feet between the deputies and Klingman when the shooting occurred. He said the shooting occurred approximately one second after Klingman stopped the Saturn.

[redacted] said Suspect Klingman drove away but stopped down the street and was apprehended by other deputies.

[redacted] was interviewed on August 23, 2002 by Deputy Lee. Deputy Lee wrote a report **(Refer to Exhibit A, page 101)** documenting the interview.

[redacted] said he was driving on 15th Street when he saw Deputies Knight and Kelly detaining two male blacks on the east curb of 15th Street. A light colored Saturn made a u-turn from northbound to southbound 15th Street in front of [redacted] car. The Saturn slowed as it neared the deputies. Just after [redacted] passed the Saturn and the deputies, he heard several gunshots from behind his car. [redacted] drove away from the scene, but returned later to give his statement.

[redacted] said two other individuals were in his car at the time of the incident. He said they were Witnesses [redacted] and [redacted]

The other occupants of the car stated substantially the same as [redacted]

IAB NOTE: [redacted] stated he was driving his vehicle when the incident occurred and that [redacted] was a passenger. [redacted] stated that he was driving when the incident occurred and Witnesses [redacted] and [redacted] were in the car with him. All stated substantially the same as to what they observed.

MISCELLANEOUS

Suspect Klingman's mother was interviewed by Homicide investigators. She told investigators that she knew Suspect Klingman would end up this way since he was 14 years old. While conducting the interview, Suspect Klingman's sister, [redacted] said that she and Suspect Klingman had been doing an errand early in the day, August 22, 2002. When they finished the errand, Suspect Klingman drove to the Compton area where Suspect Klingman met with several male black adults. They conversed about being in jail, Oakland and music for approximately 45 minutes. Suspect Klingman then entered the car and they drove back to the Antelope Valley.

According to [redacted] Suspect Klingman had been involved in a robbery of a Del Taco

the previous week and that Suspect Klingman had produced and pointed a 9mm handgun at in individual on August 19, 2002. [redacted] heard this information from [redacted] and second hand from [redacted], Suspect Klingman's girlfriend.

[redacted] also said Suspect Klingman was a member of the D.A. Riders Crip gang from Carson. His moniker was "sno."

Suspect Klingman had also stated that he would kill himself if he ever had to go back to jail/prison **(Refer to Exhibit A, page 154)**

Both [redacted] and [redacted] were arrested regarding this incident. A criminal filing against each included charges of attempted murder and burglary.